



→ UDOGM

Bureau of Land Management 35 E. 500 N. Fillmore, UT 84631

	Date: $5/22/98$	
TO: Tom Munson		
COMPANY: UDOGM		
LOCATION: SLC, UT		
FAX NUMBER: H3 G - 35	19-3940	
	<u>e</u> .	
FROM: Sheri Wysono	<del>-</del>	
COMPANY: RLM		
LOCATION: Fillmore		
FAX NUMBER: (435) 743-3135 TELI	EPHONE NUMBER:	(435) 743-3100
TOTAL NUMBER OF PAGES 3 (INCLUDING COVER SHEET) MESSAGE: I don't know why trouble getting hold of Dave Gny trouble. Until they do get won't resolve gny thing.	they are having Hartshorn I ne	gny wer have
won't resolve any thing.	hold of him The	probaby

## C. DANIEL ROBERTS

BANKRUPTCY TRUSTEE

415 WESTLAKE PLACE 1515 CAPITAL OF TEXAS HIGHWAY SOUTH AUSTIN, TEXAS 78745 TELEPHONE: (512) 327-7086 FACSIMILE: (512) 327-7088

May 20, 1998

## VIA FACSIMILE AT (435) 743-3135 AND FIRST CLASS U. S. MAIL

Rex Rowley, Area Manager United States Department of the Interior Bureau of Land Management 35 East 500 North Filmore, Utah 84631

Re:

Jumbo Mining Company, a Texas Corporation, Debtor

Bankruptcy Case No. 97-14326FRM

Dear Mr. Rowley:

As you are aware, the undersigned is the duly appointed, qualified and acting Trustee in the above-referenced bankruptcy proceeding currently pending in the Western District of Texas, Austin Division.

I received your letter of May 13, 1998 on May 18, 1998. This letter indicates a deadline of roday, May 20, to secure the overhead door to the plant at the Jumbo mine. I attempted to contact you by telephone and facsimile yesterday, but was told that everyone in the office was "in the field" and that I would have to call back today. I was also advised by the person who answered the telephone that she did not know your facsimile number. I called earlier this morning to obtain the number.

Being that your deadline expires two (2) days after my receipt of your letter, I would request that this deadline be extended. As of the time of this letter, I have been unable to reach Mr. Hartshorn to speak to him about an expedited solution to this matter.

Assuming the cyanide and/or the ammonium nutrate can be sold, the Estate must receive Bankruptcy Court approval prior to selling or transferring ownership of any Estate property. If the subject items cannot be sold and the Estate disposes of the items, any payment for such disposal must also be made after prior approval of the Bankruptcy Court, unless such payment is less than \$500.00. Obviously, the constraints of the Bankruptcy Code impact the Estate's ability to comply with your deadlines.

MAY 2 ( 1993)

Bureau of Land Managemen
House Range/Warm Springs R.A.

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Finally, you indicate that if both the ammonium nitrate and the cyanide are not removed by June 8, 1998, the BLM will remove the items and submit a claim for the costs associated with such removal action. Please be advise that if the BLM were to proceed in such a manner at this time, it is highly likely that the BLM would be able to recover it's costs. Based upon the limited resources of the Estate, it is probable that the BLM would only be able to recover a percentage of its costs, assuming the Court allows the expense at all, and the BLM will have to share pro-rata with other similarly situated creditors.

Please do not construe anything in letter to be of an adversarial tone, but rather understand the logistical constraints which currently exist in part because the remote location of the subject site, as well as the legal and procedural constraints placed upon the Estate by the Bankruptcy Code. I want to work together to remedy this situation as quickly as possible, as neither the BLM, nor the Estate will benefit from increased administrative costs regarding this matter.

Late yesterday at an unrelated hearing in Bankruptcy Court regarding this case, I requested assistance from Al Cerny, Legal Manager for Western States Minerals Corporation ("Western") to secure the overhead door and contents of the building. I have also approached Western about the possibility of selling the items to Western, or any other third party of which Western may be aware. Mr. Cerny indicated he would discuss both of these issues with his people at Western, understanding the deadline imposed by your office.

If you have any questions regarding this matter, please contact myself or Greg Milligan of this office at (512) 327-7086.

Sincerely,

C. Daniel Roberts

L. Dail Rott

CDR:gm Enclosure